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JUL 14 2004
DOCKET NO.: BMS-2441/DM-6919 CNT

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Poh K. Hui, et al.

Application No.: 10/667,931

Filing Date: September 22, 2003

For: PREPARATION OF A LIPID BLEND AND A PHOSPHOLIPID SUSPENSION
CONTAINING THE LIPID BLEND

Confirmation No.: September 22, 2003

Group Art Unit: 1616

Examiner: Not Yet Assigned

DATE OF DEPOSIT:

July 12, 2004

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Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

- In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of

the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- In accordance with § 1.129(a), this Information Disclosure Statement is being filed in connection with the first or second After Final Submission, therefore:
 - Certification in Accordance with § 1.97(e) is attached; or
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- In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:
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- Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

DOCKET NO.: BMS-2441/DM-6919 CNT- 3 -

PATENT

- Copies of references listed on the attached Form PTO-1449 are enclosed herewith
- Copies of references listed on the attached Form PTO 1449 are not required to be submitted pursuant to the June 30, 2003 recent revisions to 37 CFR § 1.98(a)(2)(i).

EXCEPT THAT:

- In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- In accordance with § 1.98(d), copies of the following references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35 U.S.C. § 120 have been made in the instant application:
 - Copies of references [list as appropriate] listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No. , filed

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- The relevance of those listed references which are not in the English language is as follows:
- There are no listed references which are not in the English language.

Date:

7/9/04



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**Form PTO-1449 Modified**

List of Patent and Publications
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(Use several sheets if necessary)

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Filing Date September 22, 2003	Group 1616
Confirmation No. 1625	

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		Confirmation No. 1625	

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Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
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U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
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EXAMINER	DATE CONSIDERED
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Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

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U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
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List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
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Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
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	346	WO 92/17436	10/15/92	PCT		
	347	WO 92/21382	12/10/92	PCT		

EXAMINER	DATE CONSIDERED
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Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	348	3,873,564	03/25/75	Schneider et al.	270	309.6
	349	5,045,304	09/03/91	Schneider et al.	424	9
	350	4,877,561	10/31/89	Iga et al.	274	4.3
	351	5,213,804	05/25/93	Martin et al.	424	450
	352	4,895,719	01/23/90	Radhakrishnan	424	45
	353	5,008,050	04/16/91	Cullis et al.	274	4.3
	354	5,114,703	05/19/92	Wolf et al.	424	5
	355	5,013,556	05/07/91	Woodle et al.	424	450
	356	5,000,960	03/19/91	Wallach	424	450
	357	5,310,540	05/10/94	Giddey et al.	424	9

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	358	WO 93/17718	09/16/93	PCT		
	359	WO 94/16739	08/04/94	PCT		
	360	WO 95/07072	03/16/95	PCT	Partial - claims only	
	361	EP 0 077 752 B1	03/05/86	EP	Partial - claims only	
	362	WO 90/04384	05/03/90	PCT		

EXAMINER	DATE CONSIDERED
-----------------	------------------------

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	363	5,425,366	06/20/95	Reinhardt et al.	128	662.02
	364	4,775,522	10/04/88	Clark, Jr.	424	9
	365	4,731,239	03/15/88	Gordon	424	9
	366	5,350,571	09/27/94	Kaufman et al.	424	9
	367	4,615,879	10/07/86	Runge et al.	424	9
	368	5,380,519	01/10/95	Schneider et al.	424	9
	369	5,393,524	02/28/95	Quay	424	9
	370	5,196,183	03/23/93	Yudelson et al.	424	9
	371	4,996,041	02/27/91	Arai et al.	424	9
	372	5,147,631	09/15/92	Glajch et al.	424	9

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	373	WO 94/09829	05/11/94	PCT		
	374	WO 94/21302	09/29/94	PCT		
	375	WO 91/12823	09/05/91	PCT		
	376	0 357 164 B1	10/23/91	EPO	Partial - claims only	
	377	0 320 433 A2	06/14/89	EPO	Abstract only	

EXAMINER	DATE CONSIDERED
-----------------	------------------------

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	378	5,186,922	02/16/93	Shell et al.	128	654
	379	4,428,924	01/31/84	Millington	424	4
	380	5,413,774	05/09/95	Schneider et al.	424	9.51
	381	5,409,688	04/25/95	Quay	424	9
	382	5,410,516	04/25/95	Uhlendorf et al.	367	7
	383	5,305,757	04/26/94	Unger et al.	128	662.02
	384	5,334,381	08/02/94	Unger	424	9
	385	5,123,414	06/23/92	Unger	128	654
	386	5,433,204	07/18/95	Olson	128	661.08
	387	5,445,813	08/29/95	Schneider et al.	424	9.51

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	388	0 467 031 A2	01/22/92	EPO		
	389	0 243 947	11/04/87	EPO		
	390	WO 96/04018	02/15/96	PCT		
	391	WO 96/09793	04/04/96	PCT		
	392	WO 95/06518	03/09/95	PCT		

EXAMINER**DATE CONSIDERED**

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	393	5,141,738	08/25/92	Rasor et al.	424	2
	394	4,981,692	01/01/91	Popescu et al.	424	422
	395	5,149,319	09/22/92	Unger	604	22
	396	5,209,720	05/11/93	Unger	604	22
	397	5,230,882	07/27/93	Unger	424	9
	398	5,352,435	10/04/94	Unger	424	9
	399	5,190,982	03/02/93	Erbel et al.	521	56
	400	5,137,928	08/11/92	Erbel et al.	521	56
	401	5,205,287	04/27/93	Erbel et al.	128	632
	402	5,470,582	11/28/95	Supersaxo et al.	424	489

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Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	403	EP 441,468 A2	08/14/91	EPO		
	404	EP 357,163 A1	03/07/90	EPO		
	405	EP 0 727 225 A2	08/21/96	EPO		
	406	WO 94/06477	03/31/94	PCT		
	407	WO 95/23615	09/08/95	PCT		

EXAMINER	DATE CONSIDERED
-----------------	------------------------

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	408	5,529,766	06/25/96	Klaveness et al.	424	9.52
	409	5,487,390	01/30/96	Cohen et al.	128	662.02
	410	5,531,980	07/02/96	Schneider et al.	424	9.52
	411	5,536,489	07/16/96	Lohrmann et al.	424	9.52
	412	5,536,490	07/16/96	Klaveness et al.	424	9.52
	413	5,315,997	05/31/94	Widder et al.	128	653.3
	414	5,505,932	04/09/96	Grinstaff et al.	424	9.3
	415	5,540,909	07/30/96	Schutt	424	9.52
	416	5,496,535	03/05/96	Kirkland	424	9.37
	417	5,344,930	09/06/94	Riess et al.	544	84

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Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	418	62 286534	12/12/87	Japan	X (Abstract Only)	
	419	1,044,680	10/05/66	Great Britain		
	420	WO 96/36286	11/21/96	PCT		
	421	WO 92/11873	07/23/92	PCT	X (Abstract Only)	
	422	WO 90/01952	03/08/90	PCT	X (Abstract Only)	

EXAMINER **DATE CONSIDERED**

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	423	5,560,364	10/01/96	Porter	128	662.02
	424	5,562,893	10/08/96	Lohrmann	424	9.52
	425	5,567,413	10/22/96	Klaveness et al.	424	9.51
	426	5,567,414	10/22/96	Schneider et al.	424	9.52
	427	5,567,765	10/22/96	Moore et al.	524	801
	428	5,552,133	09/03/96	Lambert et al.	424	9.52
	429	3,015,128	01/02/62	Sommerville et al.	18	2.6
	430	3,594,326	07/20/71	Himmel et al.	252	316
	431	3,732,172	05/08/73	Herbig et al.	252	316
	432	3,945,956	03/23/76	Garner	270	2.5B

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	433	AU-B-30351/89	03/18/93	Australia		
	434	WO 93/00933	01/21/93	PCT		
	435	WO 94/28780	12/22/94	PCT		
	436	AU 641363	03/08/90	Australia		
	437	WO 92/17514	10/15/92	PCT		

EXAMINER**DATE CONSIDERED**

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	438	4,108,806	08/22/78	Cohrs et al.	521	54
	439	4,179,546	12/18/79	Garner et al.	521	56
	440	4,420,442	12/13/83	Sands	274	13
	441	4,421,562	12/20/83	Sands et al.	106	75
	442	4,540,629	09/10/85	Sands et al.	428	402
	443	4,549,892	10/29/85	Baker et al.	65	21.4
	444	5,019,370	05/28/91	Jay et al.	424	4
	445	5,205,290	04/27/93	Unger	128	653.4
	446	4,822,534	04/18/89	Lencki et al.	274	4.3
	447	3,293,114	12/20/66	Kenaga et al.	162	168

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Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	448	WO 94/07539	04/14/94	PCT	X (abstract only)	
	449	EP 0 586 875	03/16/94	EPO	X (abstract only)	
	450	25 21 003	08/12/76	Germany	X (both German and English language)	
	451	2 700 952	08/05/94	France	X (both French and English language)	
	452	0 614 656 A1	09/14/94	EPO	X (both French and English language)	

EXAMINER**DATE CONSIDERED**

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	453	3,479,811	11/25/69	Walters	57	153
	454	3,488,714	01/06/70	Walters et al.	161	161
	455	3,615,972	10/26/71	Morehouse et al.	1 56	79
	456	5,078,994	01/07/92	Nair et al.	424	501
	457	4,138,383	02/06/79	Rembaum et al.	270	29.7H
	458	4,789,501	12/06/88	Day et al.	252	645
	459	3,960,583	06/01/76	Netting et al.	106	122
	460	5,362,478	11/08/94	Desai et al.	424	9
	461	5,281,408	01/25/94	Unger	424	4
	462	5,456,900	10/10/95	Unger	424	9.4
	463	5,527,521	06/18/96	Unger	424	93

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	464	WO 92/22298	12/23/92	PCT		
	465	WO 94/00110	01/06/94	PCT	X abstract only	
	466	WO 94/28873	12/22/94	PCT		
	467	WO 98/00172	01/08/98	PCT		
	468	WO 84/02909	08/02/84	PCT		

EXAMINER**DATE CONSIDERED**

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	469	5,547,656	08/20/96	Unger	424	9.4
	470	5,358,702	10/25/94	Unger	424	9
	471	4,985,550	01/15/91	Charpiot et al.	536	18.4
	472	5,498,421	03/12/96	Grinstaff et al.	424	450
	473	4,993,415	02/19/91	Long	128	653 A
	474	5,573,751	11/12/96	Quay	424	9.52
	475	5,606,973	03/04/97	Lambert et al.	128	662.02
	476	5,558,094	09/24/96	Quay	128	662.02
	477	5,558,853	09/24/96	Quay	424	9.5
	478	5,558,854	09/24/96	Quay	424	9.52
	479	5,558,855	09/24/96	Quay	424	9.5

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	480	WO 92/15284	09/17/92	PCT		
	481	EP 0 052 575	05/26/82	EPO		
	482	WO 92/22249	12/23/92	PCT		
	483	WO 95/24184	09/14/95	PCT		
	484	WO 96/40281	12/19/96	PCT		

EXAMINER	DATE CONSIDERED
-----------------	------------------------

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	485	5,595,723	01/21/97	Quay	424	9.5
	486	5,556,610	09/17/96	Yan et al.	424	9.52
	487	5,578,292	11/26/96	Schneider et al.	424	9.51
	488	4,933,121	06/12/90	Law et al.	264	4.3
	489	5,315,998	05/31/94	Tachibana et al.	128	660.01
	490	5,620,689	04/15/97	Allen et al.	424	178.1
	491	5,643,553	07/01/97	Schneider et al.	424	9.52
	492	5,502,094	03/26/96	Moore et al.	524	145
	493	4,265,251	05/05/81	Tickner	128	660
	494	5,354,549	10/11/94	Klaveness et al.	424	3
	495	5,501,863	03/26/96	Rössling et al.	424	489

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	496	WO 91/03267	03/21/91	PCT		
	497	WO 94/21301	09/29/94	PCT		
	498	WO 95/03835	02/09/95	PCT		
	499	WO 95/32005	11/30/95	PCT		
	500	WO 85/02772	07/04/85	PCT		

EXAMINER	DATE CONSIDERED
-----------------	------------------------

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	501	5,542,935	08/06/96	Unger et al.	604	190
	502	5,558,092	09/24/96	Unger et al.	128	660.03
	503	5,605,673	02/25/97	Schutt et al.	424	9.51
	504	5,626,833	05/06/97	Schutt et al.	424	9.52
	505	5,639,443	06/17/97	Schutt et al.	424	9.52
	506	3,650,831	03/21/72	Jungermann et al.		
	507	3,968,203	07/06/76	Spitzer et al.	424	47
	508	4,027,007	05/31/77	Messina	424	46
	509	4,342,826	08/03/82	Cole	435	7
	510	5,004,611	04/02/91	Leigh	424	450
	511	5,192,549	03/09/93	Barenolz et al.	424	450

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Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	512	WO 91/09629	07/11/91	PCT		
	513	WO 92/22247	12/23/92	PCT		
	514	38 03 972 A1	08/10/89	Germany	X (both German and English language)	
	515	0 224 934 A2	06/10/87	EPO		
	516	0 359 246 A2	03/21/90	EPO		

EXAMINER**DATE CONSIDERED**

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	517	5,135,000	08/04/92	Akselrod et al.	128	662.02
	518	5,672,585	09/30/97	Pierschbacher et al.	514	11
	519	5,247,935	09/28/93	Cline et al.	128	653.2
	520	5,558,856	09/24/96	Klaveness et al.	424	9.37
	521	5,569,449	10/29/96	Klaveness et al.	424	9.51
	522	5,614,169	03/25/97	Klaveness et al.	424	9.52
	523	5,676,928	10/14/97	Klaveness et al.	424	9.32
	524	5,686,060	11/11/97	Schneider et al.	424	9.52
	525	5,707,606	01/13/98	Quay	424	9.52
	526	5,707,607	01/13/98	Quay	424	9.52
	527	4,984,573	01/15/91	Leunbach	128	653

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	528	WO 99/13919	03/25/99	PCT		
	529	WO 99/39738	08/12/99	PCT		
	530	WO 01/15742 A1	03/08/01	PCT		
	531	WO 92/05806	04/16/92	PCT		
	532	0 633 030 A1	01/11/95	EPO		

EXAMINER**DATE CONSIDERED**

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	533	4,834,964	05/30/89	Rosen	424	9
	534	5,593,680	01/14/97	Bara et al.	424	401
	535	5,686,102	11/11/97	Gross et al.	424	450
	536	5,362,477	11/08/94	Moore et al.	424	9
	537	5,485,839	01/23/96	Aida et al.	128	653.1
	538	5,539,814	07/23/96	Shoji	379	215
	539	5,545,396	08/13/96	Albert et al.	424	93
	540	5,716,597	02/10/98	Lohrmann et al.	424	9.5
	541	5,732,707	03/31/98	Widder et al.	128	661.08
	542	3,291,843	12/13/66	Fritz et al.	260	614
	543	3,557,294	01/19/71	Dear et al.	424	342

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	544	0 327 490	08/09/89	EPO		X
	545	WO 91/18612	12/12/91	PCT		
	546	WO 98/04292	02/05/98	PCT		
	547	WO 98/18501	05/07/98	PCT		
	548	WO 00/45856	08/10/00	PCT		

EXAMINER**DATE CONSIDERED**

Form PTO-1449 Modified		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931
List of Patent and Publications Cited by Applicant (Use several sheets if necessary)		Applicant Poh K. Hui, et al.	
U.S. Department of Commerce Patent and Trademark Office		Filing Date September 22, 2003	Group 1616
		Confirmation No. 1625	

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	549	4,427,649	01/24/84	Dingle et al.	424	38
	550	4,663,161	05/05/87	Mannino et al.	424	89
	551	4,918,065	04/17/90	Stindl et al.	514	179
	552	5,008,109	04/16/91	Tin	424	422
	553	5,107,842	04/28/92	Levene et al.	128	662.02
	554	5,196,348	03/23/93	Schweighardt et al.	436	173
	555	5,339,814	08/23/94	Lasker	128	653.4
	556	5,552,155	09/03/96	Bailey et al.	424	450
	557	5,679,459	10/21/97	Riess et al.	428	402.2
	558	5,711,933	01/27/98	Bichon et al.	424	9.52
	559	5,733,527	03/31/98	Schutt	424	9.52
	560	4,693,999	09/15/87	Axelsson et al.	514	174
	561	5,740,807	04/21/98	Porter	128	662.02
	562	5,569,448	10/29/96	Wong et al.	424	9.45
	563	5,804,162	09/08/98	Kabalnov et al.	424	9.51
	564	4,919,895	04/24/90	Heldebrant et al.	422	129
	565	5,840,023	11/24/98	Oraevsky et al.	600	407
	566	5,855,865	01/05/99	Lambert et al.	424	9.52

EXAMINER**DATE CONSIDERED**

Form PTO-1449 Modified List of Patent and Publications Cited by Applicant (Use several sheets if necessary) U.S. Department of Commerce Patent and Trademark Office		Docket No. BMS-2441/ DM-6919CNT	Application No. 10/667,931			
		Applicant Poh K. Hui, et al.				
		Filing Date September 22, 2003	Group 1616			
		Confirmation No. 1625				
U. S. PATENT DOCUMENTS						
Examiner Initial		Document No.	Date	Name	Class	Subclass
	567	5,612,057	03/18/97	Lanza et al.	424	450
	568	5,858,399	01/12/99	Lanza et al.	424	450
	569	4,530,360	07/23/85	Duarte	128	419 F
	570	5,556,372	09/17/96	Talish et al.	601	2
	571	5,571,797	11/05/96	Ohno et al.	514	44
	572	5,612,318	03/18/97	Weichselbaum et al.	514	44
	573	5,190,766	03/02/93	Ishihara	424	489
	574	5,508,021	04/16/96	Grinstaff et al.	424	9.322
	575	5,562,608	10/08/96	Sekins et al.	604	20
	576	5,565,215	10/15/96	Gref et al.	424	501
	577	5,648,095	07/15/97	Illum et al.	424	489
	578	5,707,352	01/13/98	Sekins et al.	604	56
	579	5,736,121	04/07/98	Unger	424	9.4
	580	5,874,062	02/23/99	Unger	424	9.4
	581	5,460,800	10/24/95	Walters	429	9.6
	582	5,701,899	12/30/97	Porter	428	662.02
	583	5,897,851	04/27/99	Quay et al.	424	9.52
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U. S. PATENT DOCUMENTS					
Examiner Initial	Document No.	Date	Name	Class	Subclass
584	5,976,501	11/02/99	Jablonski	424	9.52
585	4,972,002	11/20/90	Volkert	521	120
586	5,695,460	12/09/97	Siegel et al.	604	21
587	4,485,193	11/27/84	Rubens et al.	521	58
588	5,639,473	06/17/97	Grinstaff et al.	424	450
589	5,648,098	07/15/97	Porter	424	490
590	5,770,222	06/23/98	Unger et al.	424	450
591	5,830,430	11/03/98	Unger et al.	424	1.21
592	5,997,898	12/07/99	Unger	424	450
594	6,056,938	05/02/00	Unger et al.	424	1.21
594	5,512,268	04/30/96	Grinstaff et al.	424	9.322
595	5,567,415	10/22/96	Porter	424	9.52
596	5,846,517	12/08/98	Unger	424	9.52
597	5,849,727	12/15/98	Porter et al.	514	156
598	4,621,023 Eq. of EP 0107559 A1	11/04/86	Redziniak et al.	428	402.2
599	5,194,188 Eq. of WO 91/00086	03/16/93	Gutierrez	264	4.1
600	5,283,255	02/01/94	Levy et al.	514	410
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Examiner Initial	Document No.	Date	Name	Class	Subclass
601	5,380,411 Eq. of EP 0320433 A2	01/10/95	Schlief	204	157.15
602	6,068,857 Eq. of WO 95/07072	05/30/00	Weitschies et al.	424	489
603	6,159,445	12/12/00	Klaveness et al.	424	9.6
604	6,261,537	07/17/01	Klaveness et al.	424	9.52
605	6,331,289	12/18/01	Klaveness et al.	424	9.52
606	4,303,736	12/01/81	Torobin	428	403
607	4,582,756	04/15/86	Niinuma et al.	428	327
608	4,866,096	09/12/89	Schweighardt	514	756
609	4,895,876	01/23/90	Schweighardt et al.	514	747
610	5,077,036	12/31/91	Long, Jr.	424	5
611	5,080,885	01/14/92	Long, Jr.	424	5
612	5,393,513	02/28/95	Long, Jr.	424	5
613	5,403,575	04/04/95	Kaufman et al.	424	1.89
614	5,496,536	03/05/96	Wolf	424	9.322
615	5,571,498	11/05/96	Cacheris et al.	424	9.365
616	5,958,371	09/28/99	Lanza et al.	424	1.21
617	5,989,520	11/23/99	Lanza et al.	424	9.32
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618	6,258,378	07/10/01	Schneider et al.	424
619	4,767,610	08/30/88	Long	424
620	5,514,720	05/07/96	Clark, Jr., et al.	514
621	5,536,753	07/16/96	Clark, Jr.	514
622	5,635,539	06/03/97	Clark, Jr. et al.	514
623	5,785,950	07/28/98	Kaufman et al.	424
624	5,980,936	11/09/99	Krafft et al.	424
625	5,935,553	08/10/99	Unger et al.	424
626	6,033,646	03/07/00	Unger et al.	424
627	6,414,139	07/02/02	Unger et al.	536
628	6,479,034	11/12/02	Unger et al.	424
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